

Exhibit F

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
MIDLAND/ODESSA DIVISION

Civil Action No. 7:22-cv-00018

DEPOSITION OF: DANIEL VENABLE - September 7, 2022
(via RemoteDepo)

MICHAEL COATES, BRANDON RAYBION, DANIEL VENABLE,
Plaintiffs,

v.

TNT CRANE & RIGGING, INC.,

Defendant.

PURSUANT TO NOTICE, the deposition of
DANIEL VENABLE was taken on behalf of the Defendant in
Midland, Texas, by remote means, on September 7, 2022,
at 10:07 a.m., before Darcy Curtis, Registered
Professional Reporter and Notary Public within
Colorado, appearing remotely from Denver County.

<p style="text-align: right;">Page 46</p> <p>1 kind of thing.</p> <p>2 Q. Okay. So for some jobs, you would need a</p> <p>3 rigger every day; is that right?</p> <p>4 A. Yes.</p> <p>5 Q. And then for some jobs, you didn't need a</p> <p>6 rigger at all; is that right?</p> <p>7 A. Correct.</p> <p>8 Q. Okay. Now, when you needed to pick up a</p> <p>9 rigger, where did you go to pick them up?</p> <p>10 A. It would really depend where they were</p> <p>11 located and where the job was. I think the majority</p> <p>12 of the time I would pick my riggers up at the Midland</p> <p>13 yard.</p> <p>14 Q. Why did you pick them up at the yard?</p> <p>15 A. I think because it was a more central</p> <p>16 location. And if I needed to pick up supplies, I</p> <p>17 could do that when I went there to pick them up and</p> <p>18 just combine all of that stuff together. Picking up</p> <p>19 supplies was a pretty frequent thing that had to be</p> <p>20 done.</p> <p>21 Q. Do you remember the names of the riggers</p> <p>22 that you picked up when you were at TNT?</p> <p>23 A. I remember -- I remember Johnny Reynolds.</p> <p>24 Are you asking for their names?</p> <p>25 Q. Yeah.</p>	<p style="text-align: right;">Page 48</p> <p>1 from the yard, what other locations did you go to to</p> <p>2 pick up workers, riggers?</p> <p>3 A. I don't recall. Yeah, I don't recall.</p> <p>4 Q. So is the only location you specifically</p> <p>5 recall picking them up the yard?</p> <p>6 A. It is the only location that I remember</p> <p>7 right now, yeah.</p> <p>8 Q. Do you remember any specific job sites</p> <p>9 that required you to bring a rigger and any specific</p> <p>10 that didn't?</p> <p>11 A. I remember that Chevron job sites</p> <p>12 required riggers for the frac jobs and I believe coil</p> <p>13 tubing as well. I think -- I don't remember any other</p> <p>14 ones. I don't remember the other ones.</p> <p>15 Q. Do you recall any specific locations that</p> <p>16 did not require a rigger? And you may have answered</p> <p>17 that already.</p> <p>18 A. I don't recall.</p> <p>19 Q. When you picked up a rigger at the yard,</p> <p>20 did you start recording your time for the day at the</p> <p>21 yard?</p> <p>22 A. It would depend on what time was given to</p> <p>23 us. If I was given 15 hours, my time sheet said</p> <p>24 15 hours. So if I was given 15 hours and I had</p> <p>25 13 hours on the job site, say, 5:30 until 6:30, I</p>
<p style="text-align: right;">Page 47</p> <p>1 A. Okay. I remember Johnny Reynolds. I</p> <p>2 would pick him up sometimes at the yard, but he lived</p> <p>3 in a travel trailer that wasn't very far from the</p> <p>4 yard. And I don't really remember the names of most</p> <p>5 of the rest of them. I worked as a rigger -- I worked</p> <p>6 with Johnny Reynolds for a long time. I remember him</p> <p>7 pretty well.</p> <p>8 Q. You normally picked him up at the yard?</p> <p>9 A. I think so, either at the yard or</p> <p>10 possibly at his travel trailer, which was close to the</p> <p>11 yard, and then we could just go to the yard and get</p> <p>12 supplies. When I say close to the yard, I mean pretty</p> <p>13 much across the highway.</p> <p>14 Q. How many other riggers did you work with?</p> <p>15 A. I couldn't tell you.</p> <p>16 Q. Was it more or less than five?</p> <p>17 A. I'm sorry. Did you say something?</p> <p>18 Q. Yeah. I asked, do you think it was more</p> <p>19 or fewer than five other riggers that you worked with?</p> <p>20 A. I would say more than.</p> <p>21 Q. More or fewer than ten?</p> <p>22 A. Let me think. I don't recall. I</p> <p>23 couldn't tell you.</p> <p>24 Q. So other than the yard or Johnny</p> <p>25 Reynolds' house, which was directly across the street</p>	<p style="text-align: right;">Page 49</p> <p>1 would start my time at 4:30. If I got to the yard at</p> <p>2 3:30 or met my rigger at 3:30, our time would start at</p> <p>3 4:30, because that's how much time we were given.</p> <p>4 Q. Did picking up the rigger add any time to</p> <p>5 how long it took you to get to job sites?</p> <p>6 A. Yes.</p> <p>7 Q. How much?</p> <p>8 A. It could be 30 minutes. It could be an</p> <p>9 hour. It could be more, depending on the rigger.</p> <p>10 When you get into some of that, some of those people</p> <p>11 don't necessarily show up on time.</p> <p>12 Q. How often was a rigger late?</p> <p>13 A. I couldn't tell you. One of the</p> <p>14 riggers -- I can't remember his name. I know he's</p> <p>15 from Alabama -- he was late every day.</p> <p>16 Q. How often did you transport this rigger?</p> <p>17 A. I couldn't tell you. Over a week and he</p> <p>18 was late every day.</p> <p>19 Q. Was the rigger allowed to meet you at the</p> <p>20 job site?</p> <p>21 A. If the rigger's job title was crane</p> <p>22 operator but they were acting as a rigger, they would</p> <p>23 have a company vehicle and could drive themselves to</p> <p>24 the job site. If the rigger's job title was rigger/</p> <p>25 driver, they wouldn't have a company vehicle, so they</p>

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1 would have to ride with the crane operators to the job
2 site. They couldn't take their personal vehicles to
3 the job site.

4 **Q. Why couldn't they take their personal**
5 **vehicle?**

6 A. Because it was against company policy.

7 **Q. So picking up a rigger could add to your**
8 **commute if a rigger was late. Are there any other**
9 **reasons picking up a rigger could add time?**

10 A. Because going to pick them up is out of
11 the way.

12 **Q. Was picking them up out of the way when**
13 **you went to the yard?**

14 A. If --

15 **Q. Because you normally went to the yard**
16 **anyway, right?**

17 A. No, not necessarily. If I could get
18 supplies on the way to the job site, I would. I would
19 put those supplies on my company credit card and then
20 just -- I don't remember what the sheet was called
21 that we would fill out at the end of the month.
22 Expense report. I could just put it on my expense
23 report and pay for it as I go. In which case, you
24 know, it would be -- that time would be spent getting
25 supplies along the way instead of driving 30 minutes

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1 to the yard, getting supplies at the yard, waiting for
2 the rigger, whatever all of that encompassed, and then
3 driving from the yard to the location. So it could be
4 30 minutes to an hour and a half out of the way,
5 depending on all of those factors. Where if I had to
6 stop along the way, it would take maybe 30 minutes to
7 an hour there, you know, at the store if I had to get
8 supplies.

9 **Q. So going by the yard could add time, if**
10 **you otherwise were going to choose to pick up supplies**
11 **on the way instead of at the yard; do I understand**
12 **that right?**

13 A. If I needed to, yes.

14 MR. JOHNSON: Jay?

15 MR. BULLER: Yeah.

16 MR. JOHNSON: Sorry to interrupt. Do you
17 have an estimate of how much time you have left? By
18 my count, we're at our hour and a half limit.

19 MR. BULLER: How much time I have left?

20 MR. JOHNSON: Yeah. By my count, we're
21 at our hour and a half limit.

22 MR. BULLER: I didn't think we were
23 limited to an hour and a half. I don't have much time
24 left.

25 MR. JOHNSON: That was the order.

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1 MR. BULLER: I didn't think we were at
2 90 minutes, but I don't have much left, just basically
3 a few minutes about stops and then I'm done.

4 MR. JOHNSON: I can give you a little bit
5 of leeway, but we're not going to go much past the
6 90 minutes. Okay?

7 MR. BULLER: Okay. Well, let's take a
8 break. It's a good time to take a break.

9 MR. JOHNSON: Sounds good.

10 (Recess taken, 11:45 a.m. to 11:53 a.m.)

11 **Q. (BY MR. BULLER) Mr. Venable, you**
12 **mentioned stopping at places other than the yard on**
13 **the way to job sites. How frequently did you stop at**
14 **places other than the yard?**

15 A. Every day. Sometimes twice a day.

16 **Q. And what did you pick up on those stops?**

17 A. Let me rephrase that. Almost every day.
18 Sometimes twice a day.

19 **Q. And what did you pick up on those stops?**

20 A. Ice, water, fuel, cleaners, things of
21 that nature.

22 **Q. Did you tell anybody at TNT that you were**
23 **stopping almost every day?**

24 A. Yeah, they knew. There were receipts on
25 our credit cards, fuel receipts.

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1 **Q. So were you picking up all of the things**
2 **that you mentioned every day?**

3 A. A lot of days. Fuel was pretty much
4 every day, yeah, sometimes twice a day.

5 **Q. What about ice and water?**

6 A. Nearly every day, I would say.

7 **Q. Was the fuel you were picking up for the**
8 **truck or the drag tank?**

9 A. Both.

10 **Q. Were you picking up both every day?**

11 A. I would say most days.

12 **Q. Was there fuel available at the yard?**

13 A. Sometimes.

14 **Q. Was it not available at the yard**
15 **sometimes?**

16 A. Sometimes.

17 **Q. How often was it not available?**

18 A. I couldn't tell you.

19 **Q. And were all of these purchases on your**
20 **company credit card?**

21 A. I believe so, yeah.

22 **Q. Were there any times that they weren't on**
23 **your company credit card?**

24 A. I don't recall any.

25 **Q. Did you make any other stops on the way**